

**FILED**

AUG - 3 2007

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE**PROPOSED ORDER/COVER SHEET**TO: Honorable Richard Seeborg  
U.S. Magistrate JudgeRE: Hinkel, DavidFROM: Claudette M. Silvera, Chief  
U.S. Pretrial Services OfficerDOCKET NO.: 5-07-70354

THE ATTACHED MEMORANDUM WAS PREPARED BY PRETRIAL SERVICES OFFICER:

AMELIA BERTHELSEN  
U.S. Pretrial Services Officer Assistant510-637-3753  
TELEPHONE NUMBERRE: **MODIFICATION OF CONDITIONS (OR INFORMATION/VIOLATION)**

We are requesting direction from the Court. Please initial the appropriate box(es), and return this form to us so that we may comply with your instructions.

- ☐ I have reviewed the information that you have supplied. I do not believe that this matter requires any action by this Court at this time.
- ☐ Inform all parties concerned that I will conduct a Bail Review Hearing in Courtroom No. \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_.
- ☐ Inform all parties concerned that a Bail Review Hearing will be conducted by: Magistrate Judge \_\_\_\_\_ Presiding District Court Judge \_\_\_\_\_
- ☒ I agree with the recommendation of the Pretrial Services Officer and hereby modify the defendant's Pretrial Release conditions as indicated below:
- ☒ Modification(s)
- A. The defendant shall refrain from excessive use of alcohol and he shall refrain from any use or unlawful possession of a narcotic drug and other controlled substances without a legal prescription; and
- B. The defendant shall participate in drug/alcohol or mental health counseling and submit to drug/alcohol testing as directed by Pretrial Services.
- ☐ Bail Revoked/Bench Warrant Issued.
- ☐ I am returning the signed order and direct that a copy be provided to the Court file and all interested parties(AUSA and Defense Counsel).
- ☐ Other Instructions:

  
 JUDICIAL OFFICER

8-3-07  
 DATE